

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

**WIRTGEN AMERICA, INC.,**

*Plaintiff,*

v.

**CATERPILLAR, INC.,**

*Defendant.*

**Case No. 1:17-cv-00770-JDW**

**SCHEDULING ORDER**

**AND NOW**, this 11th day of March, 2024, upon consideration of the Parties' letters proposing schedules for post-trial briefing (D.I. 347, D.I. 348), it is **ORDERED** as follows.

Event	Deadline
<b>Briefing on Estoppel Issues</b>	
Caterpillar files Opening Brief and proposed Findings of Fact and Conclusions of Law	4/12/2024
Wirtgen files Responsive Brief and proposed Findings of Fact and Conclusions of Law	5/10/2024
Caterpillar files Reply Brief	5/31/2024

<b>Briefing on Post-Verdict Remedies</b>	
Wirtgen files Opening Brief	4/26/2024
Caterpillar files Responsive Brief	5/24/2024
Wirtgen files Reply Brief	6/14/2024
Caterpillar files Surreply Brief	6/21/2024
<b>Briefing on Rule 50/59 Motions</b>	
Simultaneous Opening Briefs	5/10/2024
Simultaneous Responsive Briefs	6/07/2024
Simultaneous Reply Briefs	6/28/2024

All Briefs are subject to the page limits outlined in Section II.B.3 of my Policies and Procedures.

**BY THE COURT:**

/s/ Joshua D. Wolson  
JOSHUA D. WOLSON, J.